

The Honorable James L. Robart

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

NO. CR15-0259JLR

Plaintiff.

ORDER CONTINUING TRIAL DATE

V.

JUAN LUIS NUNEZ AISPURO.

Defendant

THIS MATTER came before the Court for a status conference on May 16, 2017. Defendant was present with counsel.

As set forth at the hearing as well as in prior status conference memoranda, this case involved a significant quantity of discovery in this matter. While discovery has been previously produced by the government to a court-appointed discovery coordinator, counsel for Defendant has only just received the discovery, and will require a considerable period of time to review and digest the material. Review of the discovery with Defendant is further complicated by the need to use a translator.

Defendant has already filed a written waiver of his speedy trial rights and requests a continuance of the trial date. The government has no objection.

Based on the foregoing, and being otherwise fully advised, the Court finds and rules as follows:

ORDER CONTINUING TRIAL - 1
U.S. v. Aispuro, CR15-259JLR

UNITED STATES ATTORNEY
700 STEWART STREET, SUITE
5220
SEATTLE, WASHINGTON 98101
(206) 553-7970

1 1. Defense counsel needs additional time to evaluate the considerable volume of
2 discovery, evaluate possible motions and prepare a defense. Proceeding to trial
3 without providing a continuance would result in a miscarriage of justice,
4 pursuant to 18 U.S.C. § 3161(h)(7)(B)(I).
5 2. Taking into account the exercise of due diligence, a continuance is necessary to
6 allow Defendant a reasonable time for effective preparation of his defense.
7 18 U.S.C. § 3161(h)(7)(B)(iv).
8 3. The Court finds that the ends of justice served by granting a continuance in this
9 matter outweighs the best interests of the public and Defendant in a speedy
10 trial. 18 U.S.C. § 3161(h)(7)(A).

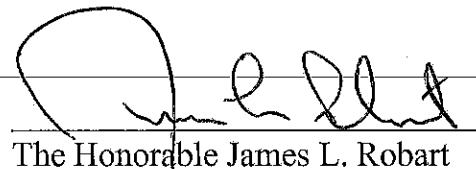
11 NOW, THEREFORE, it is hereby:

12 ORDERED that the trial date is continued from July 10, 2017 to December 18,
13 2017.

14 ORDERED that pretrial motions will be filed no later than Nov. 17, 2017. *JLR*

15 ORDERED that the resulting period of delay from the present to December 18,
16 2017 is hereby excluded for speedy trial purposes pursuant to 18 U.S.C. § 3161(h)(7)(A)
17 and (B).

18 DATED this 18 day of May, 2017.



19
20
21
22
23
24
25
26
27
28

The Honorable James L. Robart
U.S. District Court Judge

Presented by:

ANNETTE L. HAYES, United States Attorney

By: Vincent T. Lombardi
Vincent T. Lombardi, AUSA

Michael S. Kolker
MICHAEL S. KOLKER

ORDER CONTINUING TRIAL - 2
U.S. v. Aispuro, CR15-259JLR

UNITED STATES ATTORNEY
700 STEWART STREET, SUITE
5220
SEATTLE, WASHINGTON 98101
(206) 553-7970

1 Attorney for Defendant

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

ORDER CONTINUING TRIAL - 3
U.S. v. Aispuro, CR15-259JLR

UNITED STATES ATTORNEY
700 STEWART STREET, SUITE
5220
SEATTLE, WASHINGTON 98101
(206) 553-7970